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BENETTON U.S.A. CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ROBERT DISTER, on behalf of himself and
all others similarly situated,

PLAINTIFFS,

vs.

BENETTON U.S.A. CORPORATION d/b/a
UNITED COLORS OF BENETTON,

DEFENDANT

CASE NO. 07 1379 MJJ

~~[PROPOSED]~~ STIPULATION AND
ORDER RE: EXTENSION OF TIME
TO RESPOND TO COMPLAINT AND
CONTINUATION OF DEADLINES
SET FORTH IN COURT'S INITIAL
CASE SCHEDULE

Complaint Filed: March 8, 2007

WHEREAS, the Complaint filed by plaintiff Robert Dister ("Plaintiff") was filed on
March 8, 2007 against a single defendant, Benetton U.S.A. Corporation ("Defendant");

WHEREAS, on March 8, 2007 this Court issued its Order Setting Initial Case
Management Conference and ADR Deadlines ("Initial Order");

WHEREAS, Defendant acknowledged receipt and service of the Complaint on April
18, 2007;

WHEREAS, by stipulation, Defendant's response to the Complaint is due on June 25,
2007;

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1 WHEREAS, the parties, through counsel, met and conferred on June 15, 2007 and
2 agreed, in principle and subject to approval by this Court, of an extension of time to respond to
3 the complaint and a continuation of the deadlines set forth in the Initial Order to allow the
4 parties to assess the impact of recent opinions issued by other district judges in similar Fair and
5 Accurate Credit Transactions Act ("FACTA") cases;

6 WHEREAS, Defendant has informally provided plaintiff's counsel with the
7 approximate number of transactions potentially at issue in this matter;

8 WHEREAS, during the period encompassed by the proposed continuances, the parties
9 intend to discuss the potential for early resolution of the claims in the complaint.

10 THEREFORE, and subject to approval by this Court, the parties STIPULATE as
11 follows:

- 12 1. Defendant will respond to the complaint on or before August 24, 2007;
- 13 2. The parties last day to meet and confer re: initial disclosures, early settlement,
14 ADR process selection, discovery plan, and to file joint ADR certification is continued from
15 July 19, 2007 to September 7, 2007;
- 16 3. The parties last day to file Rule 26 initial disclosures, and file a joint case
17 management conference statement is continued from August 7, 2007 to September 14, 2007;
18 and
- 19 4. The initial case management conference is continued from August 14, 2007 to
20 September 21, 2007.

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22 SO STIPULATED:

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24 Dated: June 18, 2007

KELLER GROVER, LLP

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26 By /S/
Eric A. Grover
Attorneys for Plaintiff

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1 Dated: June 18, 2007

DILLINGHAM & MURPHY, LLP

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3 By /S/
4 Edward E. Hartley
5 Attorneys for Defendant

6 FOR GOOD CAUSE, SO ORDERED:

7 Dated: June 24, 2007

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9 By 
10 Martin J. Jenkins
11 UNITED STATES DISTRICT JUDGE
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